

PATENT
P56938**REMARKS**

The final Office action of 18 December 2008 (Paper No. 20071117) has been carefully considered.

Claims 2, 6 and 10 are being canceled without prejudice or disclaimer, and claims 1, 3, 5, 7, 9 and 11 are being amended. Thus, claims 1, 3 thru 5, 7 thru 9, 11 and 12 are pending in the application.

It should be noted that independent claims 1, 5 and 9 are being amended merely to include the recitations of dependent claims 2, 6 and 10, respectively. Thus, these claim amendments do not raise "new issues" requiring further consideration and/or search, and therefore this Amendment After Final should be entered.

On page 2 of the final Office action, the Examiner required, under 37 C.F.R. 1.105, that Applicant provide information regarding disclosed information on integrated digital loop carrier (IDLC) and program loaded data (PLD) which is used to demonstrate the use in the telephony environment. In response, Applicant is unaware of any publications disclosing information relative to the present invention and disclosing information on integrated digital loop carrier (IDLC) and program loaded data (PLD) system, other than the documents listed in paragraph [0020] of the present application.

On page 4 of the final Office action, the Examiner rejected claims 1, 4, 5, 8, 9 and 12 under 35 U.S.C. §103 for alleged unpatentability over Onno *et al.*, U.S. Patent Publication No. 2004/0136394 in view of "Applicant's Admitted Prior Art (AAPA)". On page 6 of the final Office action, claims 2, 3, 6, 7, 10 and 11 are objected to for dependency upon a rejected base claim, but the Examiner stated that these claims would be allowable if rewritten in independent form including all of the limitations of the base

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claim and any intervening claims. For the reasons stated below, it is submitted that the invention recited in the claims, as now amended, is distinguishable from the prior art cited by the Examiner so as to preclude rejection under 35 U.S.C. §103.

As indicated above, independent claims 1, 5 and 9 are being amended to include the recitations of allowable dependent claims 2, 6 and 10, respectively. Therefore, based on the indication of "Allowable Subject Matter" set forth on pages 6 and 7 of the final Office action, independent claims 1, 5 and 9 and associated dependent claims 3, 4, 7, 8, 11 and 12 should now be in condition for allowance.

In view of the above, it is submitted that the claims of this application are in condition for allowance, and early issuance thereof is solicited. Should any questions remain unresolved, the Examiner is requested to telephone Applicant's attorney.

No fee is incurred by this Amendment After Final.

Respectfully submitted,



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